



06/16/05

1FW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/688,216  
Applicant : JACKSON et al.  
Filed: : October 15, 2003  
TC/A.U. : 3673  
Examiner: : SINGH, SUNIL  
Docket No. : 4770-37  
Customer No. : 22442  
Title: : "AUTOMATED EXCAVATION MACHINE"

"EXPRESS MAIL" MAILING LABEL NUMBER: EV556791224US  
DATE OF DEPOSIT: 6/14/05

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING  
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE  
"EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER  
37 C.F.R. 1.10 ON THE DATE INDICATED ABOVE AND IS  
ADDRESSED TO THE COMMISSIONER FOR PATENTS, P.O. BOX  
1450, ALEXANDRIA, VA 22313-1450.

TYPED OR PRINTED NAME: Amy S. Duarte

SIGNATURE: *Amy S. Duarte*

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT AND RESPONSE**

Dear Sir:

Applicant submits this Amendment and Response to address the Office Action having a mailing date of March 29, 2005. Although the Applicant believes that no fees are due for filing this Amendment and Response, please charge any fees deemed necessary to Deposit Account No. 19-1970.

Please amend the above-identified patent application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 21 of this paper.